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**From:** Zahreddine, Phil [Zahreddine.Phil@epa.gov]  
**Sent:** 5/3/2017 8:05:41 PM  
**To:** Sawyers, Andrew [Sawyers.Andrew@epa.gov]  
**Subject:** Update - Milorganite

Andrew, I stopped by your office a couple of times to give you an update on the Milorganite issue and learned that you are on travel. I learned on Monday from the Region 5 enforcement folks that the Delaware Department of Agriculture (DDA) notified Milwaukee MMSD that the State of Delaware intends to ban the sale of Milorganite until MMSD can demonstrate compliance with 40CFR Part 503.

In our last conversation, I gave you an update and a handout in relation to the March 14 EPA inspection of the Milorganite facility by Region 5 representatives and folks from ORD. I mentioned R5's plans to move forward with a significant non-compliance determination and to put together a draft administrative consent order with procedures and requirements to be followed by MMSD for compliance. According to Dean Maraldo of the Region 5 Water Enforcement & Compliance Assurance Branch this Monday, R5 still plans to send Milwaukee MMSD an invitation to negotiate a draft administrative consent order. Apparently they had a call with Wisconsin DNR last week and they were on board and agreed with the approach. I asked him about the timing and he said it is difficult to predict, could be as early as the end of this week or in a couple of weeks. He did mention that the facility is not yet aware of this and asked that we should not share this information.

If you have questions or would like to discuss, please let me know.

Phil

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